

RECESS.

On motion of Mr. Savage, the House, at 5:50 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:
 Appropriations: House bill No. 1.
 Judicial Districts: House bill No. 9.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
 Austin, Texas, September 9, 1931.
 Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary out of the General Revenue to pay the per diem and mileage of members; the per diem of officers and employes; and the contingent expense of the Second Called Session of the Forty-second Legislature of the State of Texas convened on the 8th day of September, 1931, by proclamation of the Governor; to supplement the like appropriation of the Regular and First Called Session of said Legislature; to pay any unpaid vouchers or warrants held by members, officers, or employes of the Regular and First Called Sessions of said Legislature; to pay any unpaid claims or accounts of members, officers, or employes of said session or of other persons authorized either by the Senate or the House of Representatives; to pay any and all sums for whatever purpose authorized to be expended by concurrent resolution of the Forty-second Legislature at its Second Called Session; to pay the per diem of members, officers, or employes for pre-session and post-session work of the Second Called Session of said Forty-second Legislature; providing how accounts may be approved and audited, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
 Austin, Texas, September 9, 1931.
 Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 9, A bill to be entitled "An Act amending Chapter 367, Section 4 of the General Laws of the Regular Session of the Forty-second Legislature of Texas, by changing the time for holding district court in the counties of McCulloch, Brown and Coleman; and providing for the time of the taking effect of this act,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

SECOND DAY.

(Continued.)

(Thursday, September 10, 1931.)

The House met at 9 o'clock a. m., and was called to order by Speaker Minor.

MESSAGE FROM THE SENATE.

Senate Chamber,
 Austin, Texas, September 9, 1931.
 Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 1, Relating to per diem of members of the Legislature, with amendments.

Respectfully,

BOB BARKER,
 Secretary of the Senate.

HOUSE CONCURRENT RESOLUTION NO. 1, WITH SENATE AMENDMENTS.

Mr. Sanders called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 1, Relative to per diem of members of the Legislature.

The Speaker laid the resolution before the House, and the Senate amendments were read.

Mr. Sanders moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

Mr. Bond moved that the House concur in the Senate amendments.

On motion of Mr. Sanders, the motion of Mr. Bond was tabled.

Question then recurring on the motion by Mr. Sanders, it prevailed.

CONFERENCE COMMITTEE ON HOUSE CONCURRENT RESOLU- TION NO. 1 APPOINTED.

The Speaker announced the appointment of the following conference committee on H. C. R. No. 1: Messrs. Sanders, Hubbard, Metcalfe, McGregor, and Mrs. Hughes.

IN COMMITTEE OF THE WHOLE HOUSE.

(Mr. Minor in the Chair.)

On motion of Mr. Westbrook, the House, at 9:50 o'clock a. m., resolved itself into a Committee of the Whole House for the purpose of considering bills relative to the production of cotton.

IN THE HOUSE.

(Mr. Minor in the chair.)

At 4:10 o'clock p. m., Mr. Minor, Chairman of the Committee of the Whole House, reported to the House that the Committee desired to rise, report progress, and ask leave of the House to sit again at 9 o'clock a. m. tomorrow.

The following proceedings were also reported:

(Mr. McGill in the chair.)

Mr. Metcalfe moved that the rules of the House which limit the time of the debate of members be also applied to all addresses and debates made in the Committee of the Whole House.

The motion prevailed.

Mr. Westbrook made the following motion:

I move that the Chairman appoint a subcommittee, to which will be referred all bills introduced having to do with acreage control, and that said committee be instructed to report back to the Committee of the Whole House, that bill or those bills which, in their judgment, most nearly meet the following requirements:

1. To provide for a sufficient reduction to be effective.
2. To stand up in court as to constitutionality.
3. To be readily enforceable.
4. To be acceptable to other cotton growing states.

The motion prevailed.

SUBCOMMITTEE APPOINTED TO STUDY BILLS ON ACREAGE CONTROL.

The Speaker announced the appointment of the following cotton committee to study bills in regard to acreage control: Messrs. Johnson of Dimmit, Murphy, Ford, Giles and Turner.

The Committee at 12 o'clock m., by unanimous consent, agreed to stand at ease until 2 o'clock p. m. today.

The Committee reconvened at 2 o'clock p. m. and was called to order by Mr. Minor.

At 4:10 o'clock p. m., Mr. Lockhart moved that the Committee rise, report progress, and ask leave of the House to sit again at 9 o'clock a. m., tomorrow.

The motion prevailed.

(Signed) FRED H. MINOR,
Chairman of the Committee of the
Whole House.

PROVIDING FOR PRESENTA- TION OF THE FLAG OF TEXAS TO THE HON. EUGENE TALMADGE OF GEORGIA.

Mr. McGregor offered the following resolution:

Whereas, The Hon. Eugene Talmadge, Commissioner of Agriculture of the great State of Georgia, has just addressed the House of Representatives of Texas; and

Whereas, The sons and daughters of Georgia have a claim on Texas which can never be wholly paid, inasmuch as it was the sons of Georgia who added the glory of Goliad to the imperishable history of this State; and it was a Georgia girl whose picture now adorns the walls of the Texas Senate Chamber, who conceived, designed, and fashioned the Texas flag, under which heroes have marched and patriots have died and on whose graceful folds no stain is found; and

Whereas, Mr. Talmadge has acquitted himself as becomes a distinguished son of Georgia and an honored and welcome guest of the State of Texas; therefore, be it

Resolved, That the Chief Clerk of the House is hereby authorized and directed to procure, and pay for same out of the Contingent Expense Account of this House a silk flag of the State of Texas and to present the

same as a token of the regard of this House for him both as a Georgian and as a man.

McGREGOR,
WEINERT.

The resolution was read second time, and was adopted.

RELATIVE TO THE COTTON INDUSTRY.

On motion of Mr. Terrell of Cherokee, by unanimous consent, the following statement by Mr E. J. Kyle was ordered printed in the Journal:

The Present Status of Our Cotton Industry With Suggestions For The Future

by

E. J. Kyle, Dean, School of Agriculture, A. and M. College of Texas.

September 8, 1931.

The present critical situation confronting the cotton producer has not been brought about overnight. It is not the result merely of over-production. Nor is it the direct result of our general economic depression. It is not even the result of a combination of these two factors. It is far more serious and complicated than that.

Over-production and economic depression are playing their part in bringing about this tragic situation, but there is another condition that is more fundamental in presenting a gloomy outlook for the future success of the cotton producer in Texas.

I have in mind the marked decrease in producing ability of our Texas soils, when planted to cotton, that has been going on for many years without signs of a let-up under our present farming system. What we need is a permanent solution of our cotton ills and we are not going to get this until we check this disastrous decline in yield.

I am presenting below Table 1 showing the decrease in lint cotton per acre for the entire State for a period of forty years. In order to eliminate chance I have divided the forty years into ten year periods for averages. The table shows:

(a) For the first ten-year period, although the figures for only seven years were available, that the average production of lint cotton per acre was 192 pounds, for the second ten-year period it dropped to 170 pounds, for the third ten-year period it fell to 157 pounds, and for the fourth ten-year period it went to 132 pounds. This represents an average loss of 60 pounds per acre for the forty-year period.

(b) During the first ten-year period there were three years in which the production went above 200 pounds. In the second ten-year period there were two years showing above 200 pounds. In the third ten-year period one year, while the fourth ten-year period did not have a single year that approached 200 pounds.

(c) The decline is not gradual, but increases in rate toward the end of the period.

TABLE I.
Production of Cotton in Texas by Ten-Year Periods.

Year.....				1893	1894	1895	1896	1897	1898	1899	Av.
Lbs.....				229	215	159	148	186	229	177	192
Year.....	1900	1901	1902	1903	1904	1905	1906	1907	1908	1909	Av.
Lbs.....	226	159	148	143	183	164	225	130	196	125	170
Year.....	1910	1911	1912	1913	1914	1915	1916	1917	1918	1919	Av.
Lbs.....	145	186	206	150	184	147	157	135	115	140	157
Year.....	1920	1921	1922	1923	1924	1925	1926	1927	1928	1929	Av.
Lbs.....	174	98	130	147	138	113	147	129	138	106	132

In Table II, I show the average production of lint cotton per acre in our black land belt for a period of thirty years. In order to eliminate chance I have divided this into ten-year periods. This table shows the following:

(a) During the first ten-year period the average production of lint cotton was 209.4 pounds, for the second ten-year period the production dropped to 179.2 pounds, while for the third ten-year period it was 141.4 pounds. This was an average drop of 67.8 pounds per acre for the entire black land belt. The decrease is even more strikingly shown by the drop in high yields. In the first ten-year period there were six years when the production went above 200 pounds, in the second there were two years showing a 200-pound yield, while for the

third ten-year period there was not a single year that approached 200 pounds.

The chief factors that have contributed to this decrease are:

(a) Planting cotton on our marginal lands.

(b) Increase in insect pests, namely, the boll weevil, the bollworm, the leaf worm, and the cotton flea.

(c) The spread of diseases. The cotton root rot is now taking an annual toll of ten per cent of the crop in the black land belt.

(d) Washing away of the soil.

(e) Destroying the organic matter or humus in the soil and failing to restore it.

(f) Too little rain one year; too much another.

TABLE II.

Average Yield of Lint Cotton in the Black Land Region of Texas.

Year.....	1899	1900	1901	1902	1903	1904	1905	1906	1907	1908	Av.
Lbs.....	223	299	201	191	181	222	187	242	129	219	209.4
Year.....	1909	1910	1911	1912	1913	1914	1915	1916	1917	1918	Av.
Lbs.....	148	168	217	249	182	191	157	193	162	125	179.2
Year.....	1919	1920	1921	1922	1923	1924	1925	1926	1927	1928	Av.
Lbs.....	139	196	107	135	160	150	125	133	118	151	141.4

Among the factors just cited that complicate and make more difficult the situation is the planting each year of from three to four million acres of our marginal lands in cotton. These are lands that are so low in fertility that, regardless of the weather conditions and regardless of price, cannot be made to produce a profit when planted to cotton, even under very low standards of living. There are from twelve to fourteen million acres of these lands in the South planted to cotton each year. These lands produce about one million bales of cotton annually, every time at a loss to the producer, and, in addition, breaks the price so as to bring disaster to the person producing on the better soils.

These lands should be classified and described so as to allow identification by land owners and the necessary steps taken to retire them from the attempted production of crops of any kind. The Legislature should provide for the appointment of a commission of technically trained men to make a land survey of this State so that these non-productive lands could be definitely located. Plans should then be worked out for the permanent retirement of all such lands.

The last ten-year average for the State was 132 pounds of lint cotton per acre; for the black land belt it was 141.4 pounds. The government has estimated, after a survey of over one thousand four hundred farms, that it costs 21 cents per pound to

produce lint cotton when the yield is from 101 to 140 pounds per acre, or 18 cents per pound when the yield is 141 to 180 pounds per acre. I think these estimates are a little high, but with our average yields considerably below these figures and the price below eight cents, who is so optimistic as to believe we can continue to produce cotton under our present system. There is one thing absolutely certain and that is this deadly decline in yield is going to continue just as long as we hold to our present system of farming in Texas.

What is the way out of this tragic situation that will again bring back prosperity to our Texas farmers?

1. Reduce the total annual production of cotton in Texas.
2. Increase the average acre yield of lint cotton.
3. Reduce the cost per acre of producing cotton.

These three things can best be accomplished by:

(a) Retiring our marginal lands from cotton production.

(b) Changing from a cotton farming to a live stock farming basis, which will require planting from 60 to 70 per cent of our lands in feed crops instead of planting that percentage in cotton as has been the practice up to this time. This will mean feeding out about one million head of cattle and over a million sheep on our Texas farms instead of sending them into the northern feed lots as is now the practice. This will automatically reduce the cotton acreage and at the same time restore the fertility in our soils, which is the only practical way for the State as a whole.

(c) Terrace our lands to stop them from washing away.

(d) Produce a better staple.

(e) Raise more vegetables, fruits, poultry, hogs, and dairy cows on our farms, thereby enabling our farmers to live more at home and incidentally take from the acreage that would otherwise go into cotton.

(f) Practice diversification wherever possible.

In conclusion, let me say that we are headed for certain ruin if we continue our present basis of cotton farming. Every agricultural section in the world that has practiced a one-crop system has come to grief.

The safest and wisest way out of this unfortunate situation is to change from a cotton farming to a live stock farming basis and practice diversification to the fullest extent.

EXPRESSING SYMPATHY TO THE HON. J. C. ALBRITTON.

Mr. Holder offered the following resolution:

Whereas, Our beloved fellow member, J. C. Albritton, who has served so faithfully and so well in the Thirty-ninth, Fortieth, Forty-first, and Forty-second Legislatures of this State is seriously ill and unable to attend the present Farmers' Session of the Legislature of Texas, and

Whereas, We sincerely sympathize with him in his affliction and illness and we constantly miss him from the counsel of State and from the deliberations of this body, therefore, be it

Resolved, That the Chief Clerk of the House be authorized to send an engrossed copy of this resolution expressing our sympathy, and wishing him an early recovery from his illness, and be it resolved further that the Chief Clerk of the House be instructed to send an appropriate floral offering to cheer our beloved fellow member in his sick room, and that the expense be paid out of the Contingent Expense Fund of the House.

The resolution was read second time.

On motion of Mr. Holder, the names of all the members of the House were added to the resolution as signers thereof.

Signed—Minor, Speaker; Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Alsup, Anderson, Baker, Barron, Beck, Bedford, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coltrin, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duvall, Dwyer, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Ford, Fuchs, Gilbert, Giles, Goodman, Graves, Greathouse, Grogan, Hanson, Hardy, Harman, Harrison of El Paso, Harrison of Waller, Hatchitt, Hefley, Herzik, Hill, Hines, Holland, Holloway, Hoskins, Howsley, Hubbard, Hughes, Jackson, Jones of Shelby, Jones of Atascosa, Johnson of Dallam, Johnson of Dimmit, Johnson

of Morris, Justiss, Kayton, Keller, Kennedy, Laird, Lasseter, Lee, Lemens, Leonard, Lilley, Lockhart, Long, McCombs, McDougald, Magee, McGill, McGregor, Martin, Mathis, Muhl, Metcalfe, Moffett, Moore, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Patterson, Petsch, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Rogers, Rountree, Sanders, Satterwhite, Savage, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Steward, Strong, Sullivan, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Turner, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Coryell, West of Cameron, Westbrook, Wiggs, Wyatt, Young.

The resolution was then adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, September 10, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee on H. C. R. No. 1. The following have been appointed on the part of the Senate: Hornsby, Loy, Williamson, Parrish, and Woodward.

Respectfully,
BOB BARKER,
Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, September 10, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 2, Relating to foreclosure on farm and ranch properties, and extending the time of payment, etc.

Respectfully,
BOB BARKER,
Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Savage:

H. B. No. 20, A bill to be entitled "An Act to provide for the sale of lost or stolen vehicles when found, and when, after six months and reasonable effort by the finder, the owner cannot be located.

Referred to Committee on Judiciary.

By Mr. Giles, Mr. Fuchs, Mr. Johnson of Dimmit, Mr. Adams of Jasper, Mr. Lee, Mr. Hoskins, Mr. Westbrook, Mr. Brice, Mr. Moffett, Mr. Turner, Mr. Cox of Lamar, Mr. Olsen, Mr. Shelton, Mr. Cunningham, Mr. Sparkman, Mr. Hatchitt, Mrs. Rountree, Mr. Ray, and Mr. Tarwater:

H. B. No. 21, A bill to be entitled "An Act to prevent deterioration and destruction of farm lands planted to cotton; making certain exceptions; fixing penalty for violating this act, and declaring an emergency."

Referred to Committee of the Whole House.

By Mr. Brooks, Mr. Stephens, Mr. Graves, Mr. Dodd, Mr. Barron, Mr. Harrison of Waller, Mr. Wyatt, Mr. Young, Mr. Hoskins, Mr. Rogers, Mr. Coltrin, Mr. Towery, Mr. Terrell of Cherokee, Mr. Adamson, Mr. Gilbert, Mr. Carpenter, Mr. Bond, Mr. Jackson, Mr. Laird, Mr. Sherrill, Mr. Weinert, Mrs. Strong, Mr. Akin, Mr. Brice, Mr. Smith of Bastrop, Mr. Lockhart, Mr. Baker, Mr. Farmer, Mr. Giles, Mr. Hanson, Mr. West of Coryell, Mr. Dale, Mr. Vaughan, Mr. Veatch, Mr. Fisher, Mr. Ferguson, Mr. Smith of Wood, Mr. Cox of Limestone, Mr. Herzik, Mr. Adkins, Mr. Hines, Mr. Westbrook, Mr. Turner, Mr. Donnell, Mr. Dowell, Mr. Cunningham, Mr. Sparkman, Mr. Walker, Mr. Greathouse, Mr. Moffett, Mr. Burns of Walker, Mr. Kennedy, Mr. Engelhard, Mr. Elliott, Mr. Forbes, Mr. McGregor, Mr. Jones of Shelby, Mr. Adams of Jasper, Mr. Hefley, Mr. Bounds, Mr. Justiss, Mr. Ray, Mr. DeWolfe, Mr. Finn, Mr. Holloway, Mr. Scott, Mr. West of Cameron, Mr. Fuchs, and Mr. Shelton:

H. B. No. 22, A bill to be entitled "An Act amending Article 7065, Revised Statutes of Texas, 1925, as amended by Chapter 88, Section 17, Acts Second Called Session of the Forty-first Legislature, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

ADJOURNMENT.

On motion of Mr. Hubbard, the House, at 4:15 o'clock p. m., adjourned until 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORT.

The following committee has filed favorable report on bill, as follows: Revenue and Taxation: House bill No. 15.

THIRD DAY.

(Friday, September 11, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called and the following members were present:

Mr. Speaker.	Fisher.
Adams of Harris.	Forbes.
Adams of Jasper.	Ford.
Adamson.	Fuchs.
Adkins.	Gilbert.
Akin.	Giles.
Alsup.	Goodman.
Anderson.	Graves.
Baker.	Greathouse.
Barron.	Grogan.
Bounds.	Hanson.
Brice.	Hardy.
Brooks.	Harman.
Bryant.	Harrison.
Burns of Walker.	of Waller.
Burns	Hatchitt.
of McCulloch.	Hefley.
Carpenter.	Herzik.
Caven.	Hill.
Claunch.	Hines.
Coltrin.	Holder.
Coombes.	Holland.
Cox of Lamar.	Holloway.
Cox of Limestone.	Hoskins.
Cunningham.	Howsley.
Dale.	Hubbard.
Daniel.	Hughes.
Davis.	Jackson.
DeWolfe.	Johnson.
Dodd.	of Dallam.
Donnell.	Johnson.
Dowell.	of Dimmit.
Dunlap.	Johnson of Morris.
Dwyer.	Jones of Shelby.
Elliott.	Jones of Atascosa.
Engelhard.	Justiss.
Farmer.	Kennedy.

Laird.	Scott.
Lee.	Shelton.
Lemens.	Sherrill.
Leonard.	Smith of Bastrop.
Lilley.	Smith of Wood.
Lockhart.	Sparkman.
Long.	Stephens.
McCombs.	Stevenson.
McGill.	Strong.
McGregor.	Sullivan.
Magee.	Tarwater.
Metcalfe.	Terrell.
Moffett.	of Cherokee.
Moore.	Terrell.
Munson.	of Val Verde.
Murphy.	Towery.
Nicholson.	Turner.
Olsen.	Van Zandt.
O'Quinn.	Vaughan.
Patterson.	Veatch.
Petsch.	Wagstaff.
Ratliff.	Walker.
Ray.	Weinert.
Richardson.	West of Coryell.
Rogers.	West of Cameron.
Rountree.	Westbrook.
Sanders.	Wiggs.
Satterwhite.	Wyatt.
Savage.	Young.

Absent.

Beck.	Martin.
Bedford.	Morse.
Duvall.	Pope.
Finn.	Ramsey.
Keller.	Reader.
Lasseter.	

Absent—Excused.

Albritton.	Kayton.
Bond.	McDougald.
Boyd.	Mathis.
Bradley.	Mehl.
Farrar.	Steward.
Ferguson.	Warwick.
Harrison of El Paso.	

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain, as follows:

Our Heavenly Father, we thank Thee for every precious promise in Thy word. We thank Thee that Thou hast said "He that dwelleth in the secret place of the most high, abideth under the shadow of the Almighty. With long life will I satisfy Him." We feel that these promises have been verified in permitting this Thy servant to see another birthday. Thou hast kept him from the snare of the fowler. Thousands have fallen on every hand by sickness, disease, and accident, but Thou hast spared his life and given him reasonable health